

AMENDED

Serial No. **50940**

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office **MAY 18 1987**

Returned to applicant for correction

Corrected application filed **JUN 26 1987** Map filed **JUN 26 1987** under 50939The applicant **Newmont Gold Company**

Box 669

of **Carlin**

Street and No. or P.O. Box No.

City or Town

Nevada 89822

State and Zip Code No.

hereby make^s application for permission to change the

point of diversion of a portion

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under **50688 (application)**

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

Identify right in Decree.)

- The source of water is **underground (Genesis #4)**
Name of stream, lake, underground spring or other source.
- The amount of water to be changed **1.0 c.f.s.**
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
- The water to be used for **mining, milling and domestic**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water heretofore permitted for **mining, milling and domestic**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water is to be diverted at the following point **within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 32, T.36N., R.50E.,**
Describe as being within a 40-acre subdivision of public survey and by course and
M.D.M. from which the SW corner of said section bears S.3 $^{\circ}$ 49'W., 3,007 ft. dist.
distance to a section corner. If on unsurveyed land, it should be stated.
- The existing permitted point of diversion is located within **the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 29, T.36N., R.50E.,**
If point of diversion is not changed, do not answer.
M.D.M., from which the SW corner of Sec. 32, in said township, bears S.16 $^{\circ}$ 50'W.,
7,310 ft. dist.
- Proposed place of use **same as existing**
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
- Existing place of use **Sec. 32, T.36N., R.50E., M.D.M.**
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
manner of use of irrigation permit, describe acreage to be removed from irrigation.
- Use will be from **January 1** to **December 31** of each year.
Month and Day Month and Day
- Use was permitted from **January 1** to **December 31** of each year.
Month and Day Month and Day
- Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) **drilled well, cased, and equipped with pump**
State manner in which water is to be diverted, i.e. diversion structure, ditches,
and motor, with pipeline to place of use.
pipes and flumes, or drilled well, etc.
- Estimated cost of works **\$50,000.00**
- Estimated time required to construct works **two years**

14. Estimated time required to complete the application of water to beneficial use.....five years.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Changes in design of the North Area Leach Facility now call for processing three million tons of ore per year. The total diversion of this application, application for well #3, and appl'n 50688 (Genesis #1-A) will not exceed 3.0 cfs. Annual consumptive use is estimated at 1,935 acre-feet, from all three sources, combined.

By.....s/ William A. Nisbet
William A. Nisbet, Agent
421 Court Street
Elko, NV 89801

Compared.....pm/se.....pm/se.....

Protested.....

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 50688 is issued subject to the terms and conditions imposed in said Permit 50688 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

No perforations shall be put in the production casing from ground level to 100 feet.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....1.0.....cubic feet per second, but not to exceed 140.16 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before.....July 10, 1989.....

Proof of completion of work shall be filed before.....August 10, 1989.....

Application of water to beneficial use shall be made on or before.....July 10, 1991.....

Proof of the application of water to beneficial use shall be filed on or before.....August 10, 1991.....

Map in support of proof of beneficial use shall be filed on or before.....N/A.....

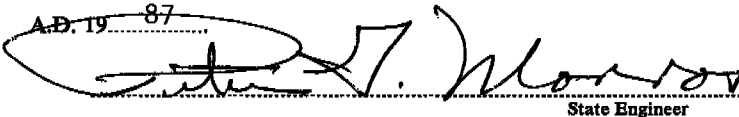
Completion of work filed.....IN TESTIMONY WHEREOF, I.....PETER G. MORROS.....

Proof of beneficial use filed.....State Engineer of Nevada, have hereunto set my hand and the seal of my office, this.....20th.....day of.....November.....

Cultural map filed.....

Certificate No.....Issued.....

2407 (Rev. 6-81)

A.D. 19.....87.....

State Engineer

(PERMIT TERMS CONTINUED)

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 50688, 50939 and 50940 shall not exceed 420.48 million gallons annually.



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Completion of work filed..... IN TESTIMONY WHEREOF, I..... PETER G. MORROS

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Proof of beneficial use filed..... my office, this..... 9th..... day of..... October.....

Cultural map filed.....

Certificate No..... Issued.....

A.D. 19..... 87.....

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